

39 **WHEREAS**, the North boundary of the Hillsboro Canal Right of Way is the Southerly
40 plat line and limits of the PONDEROSA Plat, which is the Southerly property line of said of
41 Water Retention Area L-1, Block E, and the Southerly property line of Lots 4, 5 and 10
42 through 30 inclusive of Block F of the PONDEROSA Plat, and is accurately reflected in the
43 Oriole Country Plat; and

44 **WHEREAS**, the District wishes to clarify in the public records that the District does not
45 claim any interest with respect to the 70 Foot Easement erroneously shown on said
46 PONDEROSA Plat; and

47 **WHEREAS**, this Disclaimer is not intended to release any rights the District has in the
48 Hillsboro Canal right of way, located Southerly of said PONDEROSA Plat, as recorded in
49 Deed Book 40, page 42 and Deed Book 339, page 326.

50 **WHEREAS**, in accordance with Section 373.096, Florida Statutes, the Governing
51 Board may release any easements, reservations, or right-of-way interests.

52 **NOW, THEREFORE BE IT RESOLVED** by the Governing Board of the South Florida
53 Water Management District:

54 **Section 1:** The Governing Board of the South Florida Water Management District hereby
55 approves issuing a Disclaimer as to the Southerly 70 feet of the plat of PONDEROSA,
56 recorded in Plat Book 36, page 6, in Section 26, Township 47 South, Range 41East,
57 containing 5.50 acres, more or less, Palm Beach County.

58 **Section 2:** The Governing Board of the South Florida Water Management District hereby
59 authorizes the Chairman to execute the disclaimer document.

60 **Section 3:** This Resolution shall take effect immediately upon adoption.

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62 **PASSED** and **ADOPTED** this _____ day of _____, 2011.

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SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD

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By: _____

Joe Collins, Chairman

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73 **ATTEST:**

Legal Form Approved:

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By: _____

By: _____

District Clerk/Secretary

Office of Counsel

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